#3



United States ROBIT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 2023

APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

09/943,414

08/30/2001

Edoardo Botti

00-CA-135/GC

CONFIRMATION NO. 7795

Date Mailed: 10/09/2001

FORMALITIES LETTER

OC000000006872067

23334
FLEIT, KAIN, GIBBONS,
GUTMAN & BONGINI, P.L.
ONE BOCA COMMERCE CENTER
551 NORTHWEST 77TH STREET, SUITE 111
BOCA RATON, FL 33487

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
 Applicant must submit \$ 710 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$304.
 - \$144 for 8 total claims over 20.
 - \$160 for 2 independent claims over 3.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(I) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1144.

02/13/2002 NRGRAMM: 00000077 F0:555 - 09943414

01 FC:101 740.00 CH 02 FC:103 144.00 CH 03 FC:102 168.00 CH 04 FC:105 130.00 CH

A copy of this notice <u>MUST</u> be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

EIT, KAIN

COPY OF PAPERS

IN THE UNITED

In re Patent Application of

Edoardo BOTTI et al.

Serial No.: 09/943,414

FEB 1 1 2002

: Atty. Docket No. 00-CA-135/GC

TENT AND TRADEMARK OFFICE

: Group Art Unit: 2816

Confirmation No.: 7795

Examiner: Not Yet Assigned

Filed: August 30, 2001 For: ADJUSTABLE HARMONIC

METHOD FOR USING THE SAME

DISTORTION DETECTOR AND

TRANSMITTAL LETTER

Assistant Commissioner for Patents Box Missing Parts Washington, D.C. 20231

Sir:

Responsive to the Notice to File Missing Parts of Application under 37 CFR 1.53(d) mailed October 9, 2001, attached hereto are the following to complete the formal filing requirements in the above-identified application:

- XX Copy of Notice to File Missing Parts of Application (PTO-1533) mailed October 9, 2001
- XX Petition for Extension of Time
- XX Declaration and Power of Attorney
- XX Claim for Priority with certified copy of European Patent Application No. 00-830596.3

The Commissioner is authorized to charge payment of the \$1052.00 filing fee, \$130.00 late surcharge fee, and \$110.00 extension fee to Deposit Account No. 50-1556.

The Commissioner is authorized to charge any additional fees or credit any overpayment to Deposit Account No. 50-1556.

Respectfully submitted,

Date: 1/8/02

Stephen Bongini

Registration No. 40,917

FLEIT, KAIN, GIBBONS, **GUTMAN & BONGINI P.L.** One Boca Commerce Center 551 NW 77th Street, Suite 111 Boca Raton, Florida 33487-1330

Telephone: (561) 989-9811

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the Upited States Postal Service as First Class Mail in an envelope addressed to: ASSISTANT COMMISSIONER FOR PATENTS, DOT MISSING PARTS, WASHINGTON, D. C. 20231. WASHINGTON, D. C. 20231.